

FORM PTO-1390
(REV 10-98)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER
M13-001USTRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C.371

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

INTERNATIONAL APPLICATION
PCT/AU97/00747INTERNATIONAL FILING DATE
04 November 1997 (04.11.97)

PRIORITY DATE CLAIMED

09/297652

04 November 1996 (04.11.96)

TITLE OF INVENTION

SYNERGISTIC GOLD-CONTAINING COMPOSITIONS

APPLICANT(S) FOR DO/EO/US

Richard Edward THOMAS

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C.371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. This express request to begin national examination procedures (35 U.S.C. 371 (f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371 (b) and PCT Articles 22 and 39(1).
4. A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. **(3 sheets)**
5. A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. is transmitted herewith (required only if not transmitted by the International Bureau). **(28 sheets and 2 sheets of drawings)**
 - b. has been transmitted by the International Bureau.
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6. A translation of the International Application into English (35 U.S.C 371(c)(2)).
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. have been transmitted by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). **(unexecuted) (3 sheets)**;
10. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98. **(2 sheets) with Form PTO-1449 (1 sheet)**;
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included
13. A FIRST preliminary amendment. **(6 sheets)**;
- A SECOND or SUBSEQUENT preliminary amendment.
14. A substitute specification.
15. A change of power of attorney and/or address letter.
16. Other items or information: **Transmittal Letter (2 sheets in duplicate); PCT Request (3 sheets); PCT Notification of Receipt of Record Copy (PCT/IB/301) (1 sheet); PCT Notification Concerning Submission of Priority Documents (PCT/IB/304) (1 sheet); PCT Notice Informing the Applicant of the Communication of the International Application into the Designated Offices (PCT/IB/308) (1 sheet); PCT Information Concerning Elected Offices Notified of their Election (PCT/IB/332) (1 sheet); PCT Notification of the Recording of a Change (PCT/IB/306) (1 sheet); PCT International Published Application (WO 98/19683) (with International Search Report attached) (33 sheets); PCT Notification of Transmittal of the International Search Report of the Declaration (7 sheets); PCT Demand (3 sheets); PCT Notification of Receipt of Demand (1 sheet); PCT First Written Opinion (dated 22 June 1998) (4 sheets); Response to First Written Opinion (11 sheets); PCT Second Written Opinion (dated 23 October 1998) (5 sheets); PCT International Preliminary Examination Report (13 sheets); Certificate of Express Mailing (1 sheet); Check in the amount of \$638 (representing filing fee based on small entity status); and Return Postcard.**

17. The following fees are submitted:**BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) .(a/o November 1, 1998):**

Search Report has been prepared by the EPO or JPO.....	\$840
International preliminary examination fee paid to USPTO (37 CFR 1.482).....	\$670
No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)).....	\$760
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO.....	\$970
International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4).....	\$96

CALCULATIONS PTO USE ONLY**ENTER APPROPRIATE BASIC FEE AMOUNT =**

Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)).	20	30	\$---
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CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	37	-20 =	17	X \$18.00 \$306
Independent claims	2	-3 =	0	X \$78.00 \$---
<input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ 260.00	\$---
TOTAL OF ABOVE CALCULATIONS =			\$1276	
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (Enclosed)			\$638	
SUBTOTAL =			\$638	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).			\$---	
TOTAL NATIONAL FEE =			\$638	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property			\$---	
TOTAL FEES ENCLOSED =			\$638	
			Amount to be: refunded	\$
			charged	\$

- A check in the amount of \$ 638 to cover the above fees is enclosed.
- Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.
- The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 12-0080. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Jane E. Remillard, Esq

LAHIVE & COCKFIELD, LLP

28 State Street

Boston, Massachusetts 02109

United States of America

(617) 227-7400

SIGNATURE

Jane E. Remillard

NAME

38,872

REGISTRATION NUMBER

IN THE UNITED STATES PATENT DESIGNATION OFFICE (DO/US)
(National Phase of International App.: PCT/AU97/00747)

09/297652
512 Rec'd PCT/PTO 04 MAY 1999

In re the
application of: **Richard Edward THOMAS**

International Application No.: **PCT/AU97/00747**

International Filing Date: **04 November 1997**

U.S. Serial No.: **Not yet assigned**

Filed: **Herewith**

For: **SYNERGISTIC GOLD-CONTAINING
COMPOSITIONS**

Attorney Docket No.: **MIJ-001US**

Assistant Commissioner for Patents
BOX PCT
Washington, D.C. 20231

Certification Under 37 CFR 1.10

I hereby certify that the attached:

Transmittal Letter (2 sheets in duplicate); Preliminary Amendment (6 sheets); Declaration, Petition and Power of Attorney (unexecuted) (3 sheets); Verified Statement Claiming Small Entity Status (1 sheet); Information Disclosure Statement (2 sheets) with Form PTO-1449 (1 sheet); Application as filed (28 sheets and 2 sheets of drawings); PCT Request (3 sheets); PCT Notification of Receipt of Record Copy (PCT/IB/301) (1 sheet); PCT Notification Concerning Submission of Priority Documents (PCT/IB/304) (1 sheet); PCT Notice Informing the Applicant of the Communication of the International Application into the Designated Offices (PCT/IB/308) (1 sheet); PCT Information Concerning Elected Offices Notified of their Election (PCT/IB/332) (1 sheet); PCT Notification of the Recording of a Change (PCT/IB/306) (1 sheet); PCT International Published Application (WO 98/19683) (with International Published Application attached) (33 sheets); PCT Notification of Transmittal of the International Search Report of the Declaration (7 sheets); PCT Demand (3 sheets); PCT Notification of Receipt of the Demand (1 sheet); PCT First Written Opinion (dated 22 June 1998) (4 sheets); Response to First Written Opinion (11 sheets); PCT Second Written Opinion (dated 23 October 1998) (5 sheets); PCT International Preliminary Examination Report (13 sheets); Certificate of Express Mailing (1 sheet); Check in the amount of \$638; and Return Postcard are being deposited by me with the United States Postal Service "Express Mail Post Office to Addressee" service, Mailing Label No. **EL 266 737 817 US**, under 37 CFR 1.10 on the date indicated below and is addressed to the Assistant Commissioner for Patents, Box PCT, Washington, D.C. 20231.

Date: 04 May 1999

Name: William J. McKinney

Signature: 